

**MINUTES**  
**DENTISTS & DENTAL HYGIENISTS BOARD**

September 21, 2001  
Room 205 – Heber Wells Building

**Convened:** 8:10 a.m.

**Adjourned:** 11:59 a.m.

**Division Staff Present:**

Bureau Manager  
Board Secretary

Daniel T. Jones  
Lee Avery

**Members Present :**

Lea Erickson, DDS  
Brent Larson, DDS, Chairperson  
John Chambers, DDS  
Anna Policelli RDH  
Sue Vicchilli  
Frances McConaughy, RDH  
Gary Matthews, DDS  
Brian Thornley, DDS  
Joseph Mirci, DDS

**Guests Present:**

**TOPIC OF DISCUSSION**

Minutes of July 20, 2001

**New Board Member:**

**APPOINTMENTS:**

Dr. Roger Russell  
Education Interview

**DECISIONS & RECOMMENDATIONS**

Minutes were reviewed and approved with corrections.

Mr. Jones introduced Ms. Policelli to the Board. Ms. Policelli was sworn in as the new Board Member.

Dr. Larson reviewed with the Board the circumstances behind Dr. Russell's hearing. Dr. Russell presented himself to the Board. Dr. Larson conducted the interview. Dr. Russell reviewed the circumstances regarding the charges and his arrest with the Board. Dr. Larson advised Dr. Russell of the need to keep a series of checks and balances with his records. Dr. Russell stated his office is usually slow. He tries to keep up with the charts throughout the day and he reviews all entries. Dr. Russell also stated he writes more on the charts now than what he did in the past, including a special place for treatment notes.

Dr. Melvin K. Brown  
Probation Interview

Dr. Russell also stated he goes through on a regular basis to make sure all billings are appropriate. The Board thanked Dr. Russell for meeting with it.

Dr. Brown presented himself to the Board. Dr. Larson conducted the interview. Dr. Brown advised the Board things are going ok for him. Dr. Brown stated he works with four (4) days a week and works with two other dentists. Dr. Larson advised Dr. Brown he is in full compliance with his probation .

You are in full compliance this last period of time. Working 4 days a week. The stress level has been the same. no changes. I work with 2 other dr. we switch days. I do not see them on a regular basis. We do share information. Financially practice is doing well. Larson, what are you planning to do to avoid temptation. I never really did have temptation to return to medication once I was able to control the pain. Family is supportive and involved in the whole process. Those I work with. I have a close friend going through the program now, I talk with him. Dan need a letter the first of Nov. probation is complete, terms have been met.

The Board has been very supportive in my success, not just a watch dog. I've felt good the way I've been treated.

Motion from board to release from probation. By Frances seconded by chambers. Carried unanimously in compliance

Dr. Kevin Torres  
Probation Interview

The Board reviewed Dr. Torres File. Dr. Torres presented himself to the Board. Dr. Erickson conducted the interview. The Board will monitor his quality of care. Ethical issues, one year probation. Bring him in in November.

Practice working with dr. Adams in Brigham City. The vast majority is on medicare patients. This works well work 5 days a week. 90% medicare, 8-4:30 work day. Submitted his practice plan.

Dr. Adams have sufficient room for you...yes. He

bought an existing practice about 30 yrs ago. Using one operatory. I use nitrus I use one of his offices.

Lee does he look at your work at all

Torres. He does, I;ve asked his help on a couple of oral surgeries. He reviews all practice plans for all pattiesnts. I review charts leave a treatment plan for his review. I've learned a few thngs from him. Bought some lenses this helps. Use them for all diagnosis of decay.

Erickson; bring some charts with you, endo, complicated cases, dianosis and treatment planning, before and after if you have them. Number of immediate dentures. I do not take pictures.

Thronley take pictures of a variety of cases., bring charts.

Dr. torres

Shows what you are dong presently, are you staying with dr adams. Future plans, due to divorce

Long term plans after 1-2 yrs, I would like to move back to az to be with my children. Dr adams takes most patienst who are not medicade.

Plan to stay with dr adams tll probation is over, plan is open. Az lic is not under any restriction. I covered all aras we are doing now.

Only medicade provider is Tremonton. New phone book I will be listed. Sue asked Letter from dr adams confirming what you have told us today..

Torres, leter was sent from dr. adams. Letter very positive. Bring cases with you. Bring in 9 cases

Operative and endo, before and after films.

I do my own billing. Do have chair side assist. I use dental assistants from a local school.

Dr. Robert Plymale  
Probation Interviews

Dr. Plymale presented himself to the Board. Dr. Erickson conducted the interview. Dr. plymale do you want the meeting to be open or closed. Want it closed.

Motion to close a meeting by francis, seconded by ann, motion carried.

Whats happening. The best of times the worst of tiems, Trip to Europe. Last 6 months do nt want to go into details on. Don't; think these issues have anything to do with the Board. I'm in complete compliance with the stip I signed. The ups and down is affecting patients. No problems with nitrus. Problems are not related to drugs taking. Thank you.

Mr. Jones. Dr Plymale has been charged criminally in

Dr. Rod T. Gardner  
Probation Interview

april. We just found out about 2 weeks ago.  
In my opinion no. Brought before us for nitrus abuse.  
The Board will be notified for an emergency hearing.  
Motion to open meeting by sue seconded by frances,  
carried.

Dr. Gardner presented himself to the Board, This is a public meeting you have the right to close the meeting if you want. Dr. Thornley will conduct the interview. Been clean for 90 days. Clean for 142 or 143 days. I'm taking opiate blocker, struggling some w/depression, panic attacks, depress got worse in aug. changed medication, its getting better now, was a year anniversary from my moms death. Prescription through aug 17, gave the board a printout. More than one prescribing physician. Was going to dr Kirby in logan, dr kirkston worked with me when I was at lds hosp.

I don't see him anymore, dr kirkston and dr, dan Christensen at the u of u, both are aware of problem. Christensen instead of Kirby.

I used to go out of town to get Prozac, I was not comfortable with people knowing it. I now have one pharmacy, if there is a problem with that pharmacist, have your dr talk with him brigham city community pharmacy. We are working on a plan to get me off zanax. I feel I'm psychology dependent on it. My panic attacks lead to depression. The well-butrin seems to calm me down more.

Professional support groups. Go to NA meeting in Tremonton, 4x a months. Professionals support group 2x a month. AA or NA meetings one a week. Regular attendance. Dr Anderson is my physichlogist. Official after care I'm affiliated with cert lodge. Need report or record of your attendance. Have someone to initial the aa cards. The person who runs the meetings.

Thornily, missed ua. One excused missed, aug 17, sept 12, sept 18, one on the 12<sup>th</sup>, should be excused, I called from boise. Tested on Monday and thurs. Brought in results. On my day off I good to gooding Idaho, professioal dog trainer I work with there.

I worked it out with ann if I'm up there if I'm in Gooding I can test in twin falls, I'm in Boise I go to Boise.

I call daily early. I used to have to drive to Roy, now I drive to Brigham city. I go on my lunch hour.

No excuse for missing the one on the 17 Aug. I don't

Lori Burgona  
Dental Screenings

remember it. I have it covered if I go out of town.  
Things at home are getting better, practice sometimes it feels like its out of control. I work 4 day a week. I do not have a hygienist. I'm looking at doing this. Brent, your patients come first, your community then yourself. Have people initial the meetings your attending.  
Board wants to see him in Nov.  
Send reports in the end of Oct.

#### IN COMPLIANCE

Dan will talk with Susan Higgs to see if Dr. Walton can contact his physician. Stuart Wilkinson is his mentor and may be of help. He is in private practice in Tremonton, father is in private practice in Brigham.

Ms. Burgona presented herself to the Board. She gave the protocol regarding the screenings for hygienist and dental screenings. This is done at schools, head start, health fairs. Dental hygiene doing this again. The students need to purchase mal-practice insurance.

#2 contact local dentist in the area to have them sponsor you how formal does this need to be, we've contacted some of the local clinics attendem: ie define what connection means. In the absence of a dentist the health dept can fill that role. Add #2. accredited Dental Assistance. Local health dept as a sponsor instead of connection.

Clarify when they need to have mal practice insurance.

Directive was to come up with a standardized form for protocol for the dh and the screening report.

Lea, looks like it covers refereeing parents back to their dentist for followup.

The protocol should use the wordage should instead of must and 'be sponsored by' or dh must have sponsorship of the local dentist or health dept.

Should have mal practice insurance

#4. add a place for the signature for the dh to sign.

Develop a form or change this form for adults as well.

Recommendations for oral screenings for dh

These recommendations were reviewed and approved by the Board with changes on 9/21/01.

Any screening done by any dh.

Motion to move accept recommendation in principal and encourage dh to do oral screenings as appropriate.

Seconded by Sue. Carried

Bob Downard  
Investigations

Mr. Jones gave the board the handouts regarding the stats.

Any complaints reg. Whitening, refer to Dan.

There is some movement from the FDA to restrict the use of some products, but the board cannot do anything until this happens. Issue not dropped.

Brent, recommendation to the dental assoc. Encourage the FDA to restrict the use of some products that may cause damage.

Dr. Storheim,  
Probation Interview

Dr. Storeheim presented himself to the Board. Mr. Larson conducted the interview. This is like a probationary interview and meetings, you can request this be a close meeting. I'm fine with this.

We happy to have you back. We are starting from scratch again. We just received this this is your initial meeting with us. Tell the board about your last 6 months.

After I failed to appear at the last board I went into a major relapse with alcohol. Almost died of this. my attitude this time is different, this time I did it for myself. Last time was family intervention. Another 28 days. Feel confident about recovery, unlike the first time. Highland ridge.

I'm ready to sell my practice if I need to. I'd rather retain it. Brents dr. has helped as an associate. I want to give it another 10-15 yrs. even having assoc. maintine it its not growing, expanding. I want to get back into it.

Recovery program....

5 meetinga a week 2 on snd prof in recovery and aftercare. Mon I go to cowboys grub, tues night aftercare at highland, thrus aftercare highland ridge.

Meet with dr brown once a week for therapy.

I feel my recovery program is on solid footing. I do have a sponsor this time. I did not have one last time.

He is also recovering with gene farmer. Alcohol is the only drug I've used.

Highland ridge diagonized with cronic depression.

I'm ready to comply with all the articles in the stipulation and I feel good about my recover. I've been asked to do counseling with professionals at hr on tue and thurs.

I never was a social drinker, a closet drinker. Isolate

myself. No one saw me drink.

Mirci what are you doing different in your life.

I'm active in my church again. I'm more interactive with my children in Utah. Looking at taking a real estate course. I've asked at HR to donate my time and help there. (HR= highland ridge) starting a company to rent a dentist.

Janice what are you doing about patients that you did not do right. My associates replace at no charge to the patient. I feel the responsibility to replace what I've done, at no charge. My staff and assoc are aware of my problem. jeff almond eric larson are also aware, carl trigs looking at a practice to buy in Wyoming.

I've noticed a difference in your attitude today from the first time I've meet you. Brent larson,

This is a strict requirements . you cannot prescribe c/s. how will you handle it. I've told my patienst I do nt prescribe. Motrin is a good inflammatory. I've contact a dentist who does write, send him copies of the charts. I think for the benefit of the board. Dr Larson reviewed the stipulation with the Board.

#8 are the biggest changes, rest is pretty standard.

Been with highland ridge, do we want you to stay with them.....

Div is comfortable with HR. we do need the evaluation from them. Need to know who at HR you are seeing.

Letters from andrea bennet, jeff hunsaker.

See dr brown individually,

Obtain physical or ph evaluation w/in 90 days.

Dr. Ed Brown will send letter or the phsychilogial evaluation. physician Alexander Testnol.

#4 is completed, finished HR.

#5.one physician is over your care, one pharmacy.

D. provide a copy of this stip and order.

7. submit to drug testing.

If respondent test positive twice in order, respondent will surrender his license.

4 ½ months sober. Meet with/board w/in 30 days, meets quarterly.

See him in Nov.

Letter from Mrs. Barber

Mr. Larson and the Board reviewed the letter received from Mrs. Barber. He has been on probation about 1 ½ hrs. this is time in practice.

He has fought it since day one, he did not want to disclose to his staff. Even if his probation is lifted, no guarantee the insurance will accept him anyway. The only argument is financial.

Dr. grasley asked to address the Board regarding air abrasion. For an agenda item. For Nov.

### **Next Board Meeting**

The next meeting is scheduled for October 19, 2001, at 8:00 am.

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Date Approved

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Chairperson, Dentist & Dental Hygienist Licensing Board

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Date Approved

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Bureau Manager, Div. of Occupational & Professional Licensing